

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOSEPH HAROLD MUECK AVALON,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 2:21-cv-02051-NJK

Order

[Docket No. 1]

Plaintiff has requested authority pursuant to 28 U.S.C. § 1915 to proceed *in forma pauperis* (Docket No. 1), and has submitted a Complaint (Docket No. 1-1).

I. Application to Proceed *In Forma Pauperis*

Plaintiff filed an application to proceed *in forma pauperis*. Docket No. 1. The application has sufficiently shown an inability to prepay fees and costs or give security for them. Accordingly, the application to proceed *in forma pauperis* will be granted pursuant to § 1915. The Court will now review Plaintiff's complaint.

II. Screening the Complaint

When a party seeks permission to pursue a civil case *in forma pauperis*, courts will screen the complaint. *See* 28 U.S.C. § 1915(e). However, papers filed with the Court must first comply with the Court's formatting guidelines. *See* Local Rule IA 10-1(a). Compliance with the Court's local filing guidelines is required for the Court to consider the underlying pleading. The complaint fails to comply with these requirements. *See* Docket No. 1-1; Local Rule IA 10-1(a)(1).

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III. Conclusion

Accordingly, the Court hereby **ORDERS** as follows:

1. Plaintiff's request to proceed *in forma pauperis* is **GRANTED** with the caveat that the fees shall be paid if recovery is made. At this time, Plaintiff shall not be required to pre-pay the filing fee.
 2. Plaintiff is permitted to maintain this action to conclusion without the necessity of prepayment of any additional fees or costs or the giving of a security therefor. The Order granting leave to proceed *in forma pauperis* shall not extend to the issuance of subpoenas at government expense.
 3. The complaint is **DISMISSED** without prejudice for violating Local Rule IA 10-1(a)(1). Plaintiff must file his amended complaint in compliance with the Court's Local Rules no later than **November 30, 2021**.

IT IS SO ORDERED.

Dated: November 16, 2021

Nancy J. Koppe
United States Magistrate Judge